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Applicant: Woodward
Serial No.: 09/847,935
Filed: May 3, 2001
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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Woodward

Serial No: 09/847,935

Filed: May 3, 2001

For: COMPOSITIONS HAVING
ENHANCED PHARMACOKINETIC
CHARACTERISTICS

Examiner: Fubara, B. M.

GAU: 1615

Commissioner for Patents
Washington, D.C. 20231

TERMINAL DISCLAIMER

BEST AVAILABLE COPY

Sir:

Your petitioner, Allergan Sales, Inc., a corporation organized under the laws of the State of Delaware and having a place of business at 2525 Dupont Drive, Irvine, California 92612, by its attorney, FRANK J. UXA, of record in the above-identified application, represents that it is the assignee, as shown by the assignment recorded in the Patent and Trademark Office on May 3, 2001, at Reel 011789, Frame 0231, of the entire right, title and interest in and to the above-identified application.

Pursuant to 37 CFR 3.73(b), your petitioner, as assignee of the above-identified application, hereby states that the above-noted assignment, the evidentiary document on which ownership of the above-identified application is established, has been reviewed. Further, your petitioner hereby certifies that, to

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the best of your petitioner's knowledge and belief, title to the above-identified application is in your petitioner, as assignee seeking to take the action in this Terminal Disclaimer.

Your petitioner, Allergan Sales, Inc., hereby disclaims the terminal part of any United States patent granted on the above-identified application which would extend beyond the expiration date of the full statutory term as presently shortened by any terminal disclaimer of any patent issuing from United States Application Serial No. 09/848,249, and hereby agrees that any United States patent so granted on the above-identified application shall be enforceable only for and during such period that the legal title to such patent shall be the same as the legal title to any patent issuing from United States Application Serial No. 09/848,249, this agreement to run with any patent granted on the above-identified application and be binding upon the grantee, its successors or assigns.

Petitioner does not disclaim any terminal part of any patent granted on the above-identified application prior to the expiration date of the full statutory term as presently shortened by any terminal disclaimer of any patent issuing from United States Application Serial No. 09/848,249 in the event that it later expires for failure to pay a maintenance fee, is held unenforceable, is found invalid, is statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321(a), has all claims canceled by a reexamination certificate, or is otherwise terminated prior to the expiration of its full statutory term as presently shortened by any terminal disclaimer, except for the separation of legal title stated above.

NOT AVAILABLE COPY

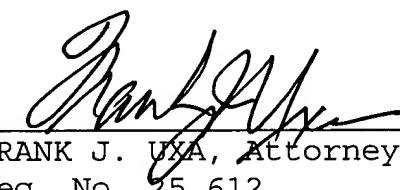
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I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Dated this 30th day of April, 2003.

Respectfully submitted,


FRANK J. UXA, Attorney of Record
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